

Panaji, 12th April, 1979 (Chaitra 22, 1901)

SERIES I No. 2



OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Forest and Agriculture Department

Notification

8-1-77-FOR

In exercise of the powers conferred by sub-section (2) of section 61 of the Wild Life (Protection) Act, 1972 (Central Act 53 of 1972) and in supersession of the Government Notification No. 8-1-77-FOR, dated 9-1-1978, the Administrator of Goa, Daman and Diu being of the opinion that it is expedient so to do, hereby makes the following alteration in the Schedules to the said Act, namely:—

In Schedule V to the said Act, entry 7A shall be transferred as entry 19 in Schedule III.

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Under Secretary (Forest and Agriculture).

Panaji, 2nd April, 1979.

Local Administration and Welfare Department

Notification

4-40-74-UDD

In exercise of powers conferred by sub-section (2) of section 140 of the Goa, Daman and Diu Town and Country Planning Act, 1974 (Act 21 of 1975), and all other powers enabling it in that behalf, the Government hereby makes the following rules so as to amend the Goa, Daman and Diu Town and Country Planning (Planning and Development Authorities) Rules, 1977, namely:—

1. *Short title and commencement.*—(1) These rules may be called the Goa, Daman and Diu Town and Country Planning (Planning and Development Authorities) (First Amendment) Rules, 1979.

(2) They shall come into force at once.

2. *Amendment of rule 3.*—In rule 3 of the Goa, Daman and Diu Town and Country Planning (Planning and Development Authorities) Rules,

1977, after sub-rule (4), the following shall be inserted, namely:—

"(5) Honorarium, allowance and other conditions of the service of the Chairman of a Planning and Development Authority:—(1) The Chairman shall be paid a fixed monthly honorarium of Rs. 500/-.

(2) The other terms and conditions of service of the Chairman, including allowance payable to him shall be such as may be specified in his order of appointment and in the absence of being so specified, such terms and conditions shall be as far as may be, the same as are applicable to a class I Officer of the Government.

(3) Notwithstanding anything contained in sub-rules (1) and (2) where a Government servant is appointed as Chairman, the terms and conditions of his service shall be such as may be specified by the Government from time to time.

(6) *Allowances payable to members of a Planning and Development Authority for attending its meeting.*—The members of a Planning and Development Authority shall be entitled to travelling and daily allowances at the following rates:—

(i) the Town Planning Officer and any other member who is a Government servant may draw the travelling and daily allowances which he may be entitled to claim for travelling on official duties according to his grade under the Supplementary Rules and Fundamental Rules.

(ii) a non-official member shall draw travelling and daily allowances according to rule 190 of the supplementary Rules as amended from time to time."

By order and in the name of the Administrator of Goa, Daman and Diu.

E. N. Rodrigues, Under Secretary (Revenue).

Panaji, 8th March, 1979.

Notification

3-32-74-UDD (GEN)

Whereas draft rules called Goa, Daman and Diu Municipalities (Competent authorities to grant Technical sanction) Rules, 1976 were published in the Official Gazette No. 43, Series I, dated 20-1-1977,

under Notification No. 3-32-74-UDD (GEN), dated 5-1-1977 of Urban Development Department, Government of Goa, Daman and Diu as required by sub-section (3) of Section 306 of the Goa, Daman and Diu Municipalities Act, 1968 (Act No. 7 of 1969), inviting objections and suggestions within 15 days from the date of the publication of the said Notification in the Official Gazette.

And Whereas the said Gazette was made available to the public on 20-1-1977;

And Whereas objections and suggestions received on the said draft have been considered by the Government;

Now, Therefore, in exercise of the powers conferred by Section 306 read with Section 69 of the Goa, Daman and Diu Municipalities Act, 1968 (Act No. 7 of 1969) and all other powers enabling him in that behalf, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules, namely:—

1. Short title and commencement.— (1) These rules may be called the Goa, Daman and Diu Municipalities (Competent Authorities for granting technical sanction) Rules, 1979.

(2) They shall come into force at once.

2. Authorities competent to grant Technical sanction.— The Officers mentioned in column 2 of the Schedule appended to these rules shall be competent for giving prior technical sanction for a project or scheme of Municipal Councils involving constructions such as roads, bridges, buildings or drainage schemes, costing over Rs. 20,000/- in case of 'A' or 'B' Class Municipal area and Rs. 10,000/- in cases of 'C' Class Municipal area as per the financial powers indicated against each Officer in the corresponding entry in Column 3 within the Municipal area shown in the corresponding entry in Column 4 of the said schedule.

SCHEDULE

Competent Authorities	Financial limits	Municipal area
1. Chief Engineer, P.W.D.	Above Rs. 15 lakhs	Union territory of Goa, Daman and Diu (All Municipal Councils).
2. Superintending Engineer, Circle I Panaji.	Upto Rs. 15 lakhs	— do —
3. Executive Engineer, Works Division I, Panaji.	Upto Rs. 2 lakhs	Goa North Division (Panaji, Ponda, Mapusa and Bicholim Municipal Councils).
4. Executive Engineer, Works Division VIII, Margao.	— do —	Goa South Division (Margao, Sangem and Mormugao Municipal Councils).
5. Executive Engineer, Works Division VII, Daman.	— do —	Daman Municipal Council.
6. Assistant Engineer, Diu.	Upto one lakh	Diu Municipal Council.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 31st March, 1979.

Industries and Labour Department

Notification

1/6121/76-LAB(ESI)

The following draft Rules which the Government of Goa, Daman and Diu proposes to make in exercise of the powers conferred under Section 96 of the Employees' State Insurance Act, 1948 (34 of 1948), so as to amend the Goa, Daman and Diu Employees' Insurance Court Rules, 1976, are hereby published for general information. Notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

Objections and suggestions, if any, may be sent to the Secretary to the Government of Goa, Daman and Diu, Industries and Labour Department, Secretariat, Panaji, within 30 days of the publication of this Notification so that they may be taken into consideration at the time of finalisation of the rules.

DRAFT RULES

In exercise of the powers conferred by clauses (a) to (e) of sub-section (1) of Section 96 of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948), the Lt. Governor of Goa, Daman and Diu, after consultation with the Employees' State Insurance Corporation, hereby makes the following Rules so as to amend the Goa, Daman and Diu Employees' Insurance Court Rules, 1976, namely:—

1. Short title and commencement.— (1) These Rules may be called the Goa, Daman and Diu Employees' Insurance Court (First Amendment) Rules, 1979.

(2) They shall come into force at once.

2. Amendment of Rule 4.— For Rule 4 of the Goa, Daman and Diu Employees' Insurance Court Rules, 1976 (hereinafter called the 'Principal Rules'), the following shall be substituted, namely:—

4. Presiding Officer of the Court.— The Government may appoint the Presiding Officer of any Industrial Tribunal or any Labour Court or any Civil or Criminal Court or any person who is or has been a judicial officer or is a legal practitioner of five years' standing as the Presiding Officer of the Court".

3. Amendment of Rule 13.— In sub-rule (4) of Rule 13 of the Principal Rules for the words, brackets and figure "sub-rule (3)", the words, brackets and figure "sub-rule (2)" shall be substituted.

4. Insertion of new Rule 18-A.— After Rule 18 of the Principal Rules, the following shall be inserted, namely:—

"18.A. Proceedings involving disablement question.— If in any proceedings before the Court a disablement question (as defined in Section 54) arises and the decision of a Medical Board or a Medical Appeal Tribunal has not been obtained on the same and the decision on

such question is necessary for the determination of the claim or question before the Court, the Court shall direct the Corporation to have the question decided as laid down in sub-section (2 A) of Section 75 and shall thereafter proceed with the determination of the claim or question before it in accordance with sub-section (2 A) of Section 75'.

5. Amendment of Rule 21—In sub-rule (3) of rule 21 of the Principal Rules for the word 'obligation', the word 'allegation' shall be substituted.

6. Amendment of Rule 41.—In sub-rule (1) of Rule 41 of the Principal Rules, for the word 'had' the word 'has' shall be substituted.

7. Amendment of Rule 45.—In Rule 45 of the Principal Rules for the figure '34' the figure '44' shall be substituted.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.

Panaji, 22nd March, 1979.

Notification

1/292/73-LAB

Whereas the Lt. Governor of Goa, Daman and Diu is satisfied that it is necessary in the public interest that the Industry engaged in the production, supply and distribution of petroleum and petroleum products should be declared as Public Utility Service for the purpose of Industrial Disputes Act, 1947 (No. 14 of 1947).

Now, therefore, in exercise of the powers conferred under sub-clause (vi) of Clause (n) of Section 3 of the said Act, the Lt. Governor of Goa, Daman and Diu hereby declares the industry engaged in, the supply and distribution of petroleum products to be public utility service for the purposes of the said Act for a period of six months with effect from 1st April, 1979.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.

Panaji, 7th April, 1979.

Finance Department (Revenue and Control)

Notification

Fin(R&C)/2-36/AR/29/68(Part)

In exercise of the powers conferred by section 36 of the Goa, Daman and Diu Sales Tax Act, 1964 (4 of 1964) and all other powers enabling it in that behalf, the Government of Goa, Daman and

Diu hereby makes the following rules so as to further amend the Goa, Daman and Diu Sales Tax Rules, 1964, namely:—

1. Short title and commencement.—(1) These rules may be called the Goa, Daman and Diu Sales Tax (Fifteenth Amendment) Rules, 1978.

(2) They shall come into force immediately.

2. Insertion of new rule 13A.—After rule 13 of the Goa, Daman and Diu Sales Tax Rules, 1964, the following rules shall be inserted, namely:—

"13A. — Payment of additional tax.—(1) Every registered dealer who is liable to pay additional tax under section 7A of the Act shall pay the same into the Appropriate Government Treasury through challan in Form S. T. XV, within thirty days from the end of the quarter in which liability to such tax accrues, and shall furnish, in proof of such payment, the receipt therefor to the Appropriate Assessing Authority alongwith the return of sales in Form S. T. VIII. For the subsequent quarters of the year, the payment of such tax shall be made for each quarter within thirty days from the expiry of the quarter and the receipt therefor shall be furnished alongwith the return for the same quarter.

(2) An unregistered dealer who is liable to pay additional tax under section 7A of the Act and who is required so to do by the Appropriate Assessing Authority by notice in writing, shall pay the said tax into the Appropriate Government Treasury through challan in Form S.T. XV within the time specified in the notice and the date so specified shall be not less than thirty days from the date of service of such notice and shall furnish, in proof of payment, the receipt therefor to the Appropriate Assessing Authority within the time specified in the notice".

By order and in the name of the Administrator of Goa, Daman and Diu.

S. S. Sukthankar, Under Secretary (Finance).

Panaji, 3rd April, 1979.

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Legislative Assembly of Goa, Daman and Diu

Legislature Department

LA/B/7/3752/1979

The following Bill which was introduced in the Legislative Assembly of Goa, Daman and Diu on 30th March, 1979 is hereby published for general information in pursuance of the provisions of Rule 136 of the Rules of Procedure and Conduct of Business of the Legislative Assembly.

THE GOA, DAMAN AND DIU APPROPRIATION (VOTE ON ACCOUNT) BILL, 1979

(Bill No. 12 of 1979)

A Bill to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the

Union territory of Goa, Daman and Diu for the services of a part of the Financial Year 1979-80.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirtieth Year of the Republic of India as follows:—

1. Short title.— This Act may be called the Goa, Daman and Diu Appropriation (Vote on Account) Act, 1979.

2. Withdrawal of Rs. 12,73,75,000 from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu for the financial year 1979-80.— From and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu there may be withdrawn sums not exceeding those specified in column 5 of the Schedule amounting in the aggregate to the sum of Rupees twelve crores seventy three lakhs and seventy five thousand towards defraying the several charges which will come in course of payment during the financial year 1979-80.

3. Appropriation.— The sum authorised to be withdrawn from and out of the Consolidated Fund by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See Sections 2 and 3)

No. of Demand	Services and purposes	Voted by Assembly	Sums not exceeding		Total
			Charged on the Consolidated Fund of the Union territory of Goa, Daman, and Diu		
1	2	3	4	5	
					Rs. 12,73,75,000
1.	Union Territory Legislature and Elections ...	1,64,000	7,000	1,71,000	Revenue ... 6,83,20,000
2.	Miscellaneous General Services ...	17,86,000	80,000	18,66,000	Capital (including Loans) ... 5,88,73,000
3.	Administration of Justice ...	3,40,000	86,000	4,26,000	
4.	Land Revenue, Stamps and Registration ...	3,56,000	—	3,56,000	
5.	State Excise, Sales Tax and Other Taxes and Duties ...	4,75,000	—	4,75,000	
6.	Taxes on Vehicles.	88,000	—	88,000	
7.	Police and Fire Services ...	26,97,000	—	26,97,000	
8.	Jails ...	1,95,000	—	1,95,000	
9.	Stationery and Printing ...	4,50,000	—	4,50,000	
10.	Other General Services ...	1,88,000	—	1,88,000	
11.	Pension ...	12,67,000	—	12,67,000	
12.	Public Works, Housing and Urban Development ...	1,12,98,000	9,000	1,13,07,000	
13.	Roads and Bridges.	59,00,000	—	59,00,000	
					Total ... 1,82,000

1	2	3	4	5
		Rs.	Rs.	Rs.
14.	Education, Art and Culture ...	1,79,34,000	—	1,79,34,000
15.	Medical, Family Welfare and Public Health, Sanitation and Water Supply ...	1,56,65,000	—	1,56,65,000
16.	Information and Publicity ...	2,55,000	—	2,55,000
17.	Labour and Employment ...	9,72,000	—	9,72,000
18.	Social Security and Welfare, Relief on account of Natural Calamities and Food	1,62,03,000	—	1,62,03,000
19.	Cooperation and Community Development ...	23,52,000	—	23,52,000
20.	Other Economic Services and Mines and Minerals ...	5,64,000	—	5,64,000
21.	Agriculture and Allied Services ...	1,24,54,000	—	1,24,54,000
22.	Irrigation and Power Projects ...	2,76,08,000	—	2,76,08,000
23.	Industries ...	30,44,000	—	30,44,000
24.	Road and Water Transport Services (including Ports) ...	11,39,000	—	11,39,000
25.	Tourism ...	27,67,000	—	27,67,000
26.	Loans and Advances by the Union Territory Governments ...	10,32,000	—	10,32,000
	Total ...	12,71,98,000	1,82,000	12,73,75,000

Financial Memorandum

Provision is made in this Bill to appropriate for certain services and purposes expressed in the Schedule during the Financial Year, 1979-80 a sum of Rs. 12,73,75,000/-, pending discussions and voting of the Demands for Grants for the Year 1979-80 by the Legislative Assembly. The amount mentioned above consists of Rs. 6,85,02,000 on Revenue Account and Rs. 5,88,73,000 on Capital Account including Loans and Advances.

Statement of Objects and Reasons

This Bill is introduced in pursuance of Section 31(1) read with Section 29(1) of the Government of Union Territories Act, 1963, to provide for the appropriation out of the Consolidated Fund of the Union territory of Goa, Daman and Diu of the monies required to meet the expenditure charged on the Consolidated Fund and the grants made in

advance by the Goa, Daman and Diu Legislative Assembly in respect of the estimated expenditure of the Government of Goa, Daman and Diu for two months i.e. for the months of April and May, 1979.

The Administrator has, in pursuance of Sub-Section (1) of Section 23 of the Government of Union Territories Act, 1963 recommended to the Legislative Assembly the introduction and consideration of the Bill.

SMT. SHASHIKALA G. KAKODKAR
Chief Minister

Panaji,
March, 1979.

Legislative Assembly of Goa, Daman and Diu

A
BILL

To give effect to the financial proposal of the Government of Goa, Daman and Diu, for the financial year 1979-80.

The Administrator has, in pursuance of sub-section (1) of Section 23 of the Government of Union Territories Act, 1963, recommended to the Legislative Assembly, the introduction and consideration of the Bill.

M. M. NAIK
Secretary, Legislature Department